IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 9148 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE K.A.PUJ

==========

1	Whether Reporters of Local Papers may be allowed to see the judgment ?
2	To be referred to the Reporter or not ?
3	Whether their Lordships wish to see the fair copy of the judgment ?
4	Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?
5	Whether it is to be circulated to the civil judge ?

==========

GEETABEN RAMCHANDRABHAI - Petitioner
Versus
SURGI-PLAST - Respondent

==========

Appearance :
MR TR MISHRA for Petitioner.
MR PRANAV G DESAI for Respondent(s) : 1,

==========

CORAM : HONOURABLE MR.JUSTICE K.A.PUJ

Date : 01/12/2005

ORAL JUDGMENT

1.The petitioner has filed this petition under Article 227 of the Constitution of India praying for quashing and setting aside the award passed by the Labour Court, Ahmedabad on 21.02.1997 in Reference (LCA) No. 247 of 1986. The petitioner has prayed for in the said reference that the petitioner was entitled to reinstatement with full back wages and continuity of service.

2.After filing of the petition, the respondent No. 1 Company went into liquidation. Earlier, the Court has recorded that the respondent No. 1 Company was closed and Official Liquidator was required to be joined and time was sought for on that ground. However, till this date, the Official Liquidator was not joined as a party nor any application is moved. Mr. T.R. Mishra, learned advocate appearing for the

petitioner has submitted that the petitioner is not approaching him and hence, no application was moved.

3.In any case, since the Company has gone into liquidation and it is virtually closed, there is no question of reinstatement with full back wages. The petition, therefore, does not survive. The petition is accordingly disposed of as having become infructuous. The petitioner is permitted to move this Court in case of any difficulty after complying with the necessary formalities. Rule discharged without any order as to costs.

[K.A. PUJ, J.]

S*avariya*